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Attorney Docket No. 82505YY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent application of:

Duane Zugel et al.

Confirmation No.: 3026

File Date: March 2, 2004, 148

Group Art Unit: 2859

Serial No. 10/790,148

Examiner SMITH, Richard A.

Filed: March 2, 2004

For: SPIRIT LEVEL

TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

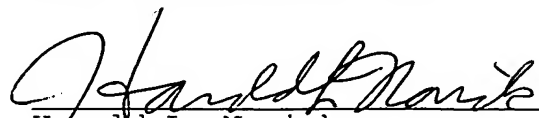
Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter;
- (2) Third Information Disclosure Statement Transmittal Letter;
- (3) PTO Form 1449; and
- (4) (1) Reference;

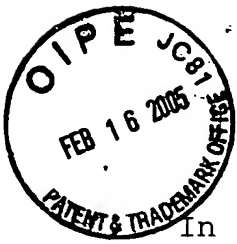
The Commissioner is hereby authorized to charge any deficiency or credit any excess to Deposit Account No. 14-0112.

Respectfully submitted,  
**NATH & ASSOCIATES PLLC**

By:

  
Harold L. Novick  
Registration No. 26,011  
Customer No. 20529

Date: February 16, 2005  
NATH & ASSOCIATES PLLC  
1030 15<sup>th</sup> Street N.W., 6<sup>th</sup> Floor  
Washington, D.C. 20005  
(202) 775-8383  
HLN/kp



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
Duane Zugel et al.  
Serial No. 10/790,148  
Filed: March 2, 2004  
For: **SPIRIT LEVEL**

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Confirmation No.: 3026

INFORMATION DISCLOSURE STATEMENT AND TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

An Information Disclosure Statement is submitted herewith pursuant to 37 C.F.R. §1.97-1.98. Please note the following particulars:

[NOTE: One only of items a, b, c, and d must be checked.]

[ ] a. The enclosed statement is being filed within three months of the filing date of a national application, or within three months of the date of entry into the national stage as set forth in 37 C.F.R. §1.491 in an international application, or before the mailing date of a first Office Action on the merits, whichever event occurs last.

[ X ] b. The enclosed statement is being filed after a first action on the merits but before the mailing date of a final action under 37 C.F.R. §1.113, or a notice of allowance under 37 C.F.R. §1.311.

The enclosed statement is accompanied by [check one]:

[ X ] i. a certification in part (e) below as specified in 37 C.F.R. §1.97(e), or

[ ] ii. a check in the amount of \$180.00 required by 37 C.F.R. §1.17(p).

[ ] c. The enclosed statement is being filed after the mailing date of a final action under 37 C.F.R. §1.113, or a notice of allowance under 37 C.F.R. §1.311, but before payment of the issue fee.

[ ] d. The enclosed statement is being filed pursuant to 37 C.F.R. §1.97(i), for placement in the file.

[ ] e. Certification [Check one] [Certification is required only if box (b)(I) or box (c) is checked.]

[ ] I hereby certify that each item of information contained in the enclosed Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement,

or

[ X ] I hereby certify that no item of information in the enclosed Information Disclosure Statement herewith was cited in a communication from a foreign patent office in a counterpart foreign application, or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

or

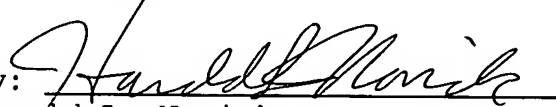
[ ] Appropriate certification is attached.

[ X ] f. If no check is enclosed and a fee is due in connection with this communication or if the check enclosed is insufficient, the Commissioner is authorized to charge any fee or additional fee due in connection with this communication to Deposit Account No. 14-0112.

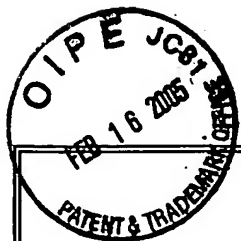
Copies of those documents which must be submitted are attached herewith with a completed Form PTO-1449. The Examiner is respectfully requested to cite the documents listed on the attached Form PTO-1449 in the next Office Action. In so doing, the Examiner is respectfully requested to initial in the space adjacent to the listing of each document on the Form PTO-1449, and return a copy of the initialed Form PTO-1449 with the next communication to Applicants, to confirm that these documents have been considered by the Examiner and made of record in this application.

If the Examiner has any questions or wishes to discuss this application, kindly telephone the undersigned at the below-listed number.

Respectfully submitted,  
NATH & ASSOCIATES PLLC

By:   
Harold L. Novick  
Registration No. 26,011  
Customer No. 20529

Date: February 16, 2005  
NATH & ASSOCIATES PLLC  
1030 15<sup>th</sup> Street, N.W., 6<sup>th</sup> Floor  
Washington, D.C. 20005  
Tel. (202) 775-8383  
Fax. (202) 775-8396



FORM PTO-1449

INFORMATION DISCLOSURE CITATIONAtty Docket  
82505YYSerial No.  
10/790,148Applicant  
Duane Zugel et al.Filing Date  
March 2, 2004Group Art Unit  
3026

## U.S. PATENT DOCUMENTS

Examiner Initial		Document Number	Issue Date	Name	Class	Sub-Class	Filing Date
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

## FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub-Class	Translation
	AL	675,334	7/9/1952	Great Britain			
	AM						
	AN						
	AO						
	AP						

## OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

	AR		
	AS		
	AT		

Examiner

Date Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP § 609.  
Draw line through citation if not in conformance and not considered.  
Include copy of this form with next communication to Applicant.